

**United States District Court**  
*Northern District of Oklahoma*

STATE OF OKLAHOMA, ex rel., et al.  
PLAINTIFF

**V.**  
 TYSON FOODS, INC. et al.  
**DEFENDANTS AND THIRD-PARTY PLAINTIFFS**

## THIRD PARTY SUMMONS IN A CIVIL ACTION

**CASE NUMBER: 05-CV-0329-JOE-SAJ**

**v.**  
City of Tahlequah, et al.  
**THIRD PARTY DEFENDANTS**

To: **Perry Williams individually**  
**PO Box 177,**  
**Siloam Springs AR 72761**

YOU ARE HEREBY SUMMONED and required to file with the clerk of this court and serve upon

<p><b>PLAINTIFF ATTORNEY</b></p> <p>Douglas Allen Wilson          Melvin David Riggs          Richard T. Garren          Sharon K. Weaver          Riggs Abney Neal Turpen Orbison &amp; Lewis          502 West 6<sup>th</sup> Street          Tulsa, OK 74119-1010</p>	<p><b>DEFENDANT AND THIRD PARTY PLAINTIFFS ATTORNEYS:</b></p> <p>A. Scott McDaniel          Joyce, Paul &amp; McDaniel PLLC          1717 South Boulder, Suite 200          Tulsa, OK 74119          For Peterson Farms</p> <p>Robert W. George          Kutack Rock LLP          The Three Sisters Building          214 West Dickson Street          Fayetteville, AR 72701-5221          For Tyson Foods, Inc.</p> <p>R. Thomas Lay          Kerr, Irvine, Rhodes &amp; Ables          201 Robert S. Kerr Ave., Suite 600          Oklahoma City, OK 73102          For Willow Brook Foods, Inc.</p>	<p>Robert P. Redemann          Lawrence W. Zeringue          David C. Senger          Perrine, McGivern, Redemann, Reid,          Berry &amp; Taylor, PLLC          P. O. Box 1710          Tulsa, OK 74101-1710          For Cal-Maine Foods, Inc.</p> <p>George W. Owens          Randall E. Rose          The Owens Law Firm, P.C.          234 West 13<sup>th</sup> Street          Tulsa, OK 74119          For George's Inc.</p> <p>John R. Elrod          Vicki Bronson          Conner &amp; Winters, P.C.          100 West Center Street, Suite 200          Fayetteville, AR 72701          For Simmons Foods, Inc.</p>
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an answer to the Third-Party Complaint which is herewith served upon you within **20 days** after the service of this summons upon you exclusive of the date of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the Third-Party Complaint. There is also served upon you herewith a copy of the Complaint of the Plaintiff. You have the option of answering or not answering the Plaintiff's Complaint *unless* (1) this is a case within Rule 9(h) Federal Rules of Civil Procedure, *and* (2) the Third-Party Plaintiff is demanding judgment against you in favor of the original Plaintiff under the circumstances described in Rule 14(c) Federal Rules Civil Procedure, in which situation you are required to make your defenses, if any, to the claim of Plaintiff as well as to the claim of the Third-Party Plaintiff.

MAR 15 2006

Phil Lombardi  
Clerk

Date \_\_\_\_\_

(By) S. May Oehl DEPUTY CLERK

RETURN OF SERVICE	
Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE <u>4.3.2006</u>
NAME OF SERVER (PRINT) <u>Elizabeth Trotta</u>	TITLE <u>Paralegal</u>
Check one box below to indicate appropriate method of service	
<input type="checkbox"/> Served personally upon the third-party defendant. Place where served:  <input type="checkbox"/> Left copies thereof at the third-party defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left:  <input type="checkbox"/> Returned unexecuted:  <input checked="" type="checkbox"/> Other (specify): <u>Certificemail Restricted Delivery</u>	
STATEMENT OF SERVICE FEES	
TRAVEL	SERVICES
TOTAL	
DECLARATION OF SERVER	
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <p>Executed on <u>4.5.2006</u> <u>Elizabeth Trotta</u>            Date Signature of Server</p> <p><u>1717 S. Boulder Ste 200 Tulsa OK</u>            Address of Server <u>74119</u></p>	

1. 4. of the Federal Rules of Civil Procedure.

### SENDER: COMPLETE THIS SECTION

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- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the envelope or on the front if space is available.

**RESTRICTED DELIVERY**

1. Article Addressed to:

Perry Williams  
Individually

PO Box 177

Siloam Springs, AR 72761

### COMPLETE THIS SECTION ON DELIVERY

- A. Signature Perry Williams ☐ Agent ☐ Addressee
- B. Received by (Printed Name) Perry Williams C. Date of Delivery 4-30-06
- D. Is delivery address different from item 1? ☐ Yes ☐ No  
 If YES, enter delivery address below:

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☐ Registered ☒ Return Receipt for Merchandise  
☐ Insured Mail ☐ C.O.D.

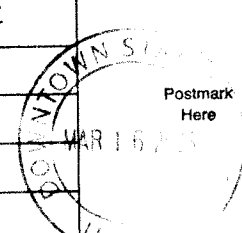
4. Restricted Delivery? (Extra Fee) ☒ Yes

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Perry Williams

PO Box 177

Siloam Springs, AR 72761

7005 3110 0002 7876 1000